



**ASSEMBLY SUBSTITUTE AMENDMENT 2,  
TO 1995 ASSEMBLY BILL 880**

May 7, 1996 - Offered by JOINT COMMITTEE ON FINANCE.

1 **AN ACT** *to repeal* 15.435 (2), 20.255 (2) (t), 20.370 (5) (cw), 25.17 (1) (ag), 25.28,  
2 70.395 (1g) and 70.395 (1m); *to amend* 20.566 (7) (v), 70.375 (6), 70.395 (1) (b)  
3 and 70.395 (2) (g) (intro.); *to create* 20.143 (1) (if), 20.143 (1) (ig), 20.143 (1) (v),  
4 20.255 (2) (ta), 560.06 and 560.13 of the statutes; and *to affect* 1995 Wisconsin  
5 Act 27, section 9248 (2x); **relating to:** discontinuing the badger board and the  
6 badger fund, creating a mining economic development grant and loan program  
7 and a recreational grant program, granting rule-making authority and making  
8 an appropriation.

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

9 **SECTION 1.** 15.435 (2) of the statutes, as affected by 1995 Wisconsin Act 27, is  
10 repealed.

11 **SECTION 2.** 20.143 (1) (if) of the statutes is created to read:  
12 20.143 (1) (if) *Mining economic development grants and loans; repayments.* All  
13 moneys received in repayment of grants or loans under s. 560.13 to be used for grants  
14 and loans under s. 560.13.

**SECTION 3.** 20.143 (1) (ig) of the statutes is created to read:

20.143 (1) (ig) *Mining economic development grants and loans.* All moneys received under s. 70.395 (1) (b) for mining economic development grants and loans under s. 560.13.

**SECTION 4.** 20.143 (1) (v) of the statutes is created to read:

20.143 (1) (v) *Recreation grants; investment and local impact fund.* Beginning in fiscal year 1996–97, from the investment and local impact fund, a sum sufficient equal to 20% of the interest earned by the fund to be used for grants under s. 560.06.

**SECTION 5.** 20.255 (2) (t) of the statutes is repealed.

**SECTION 6.** 20.255 (2) (ta) of the statutes is created to read:

20.255 (2) (ta) *School aids from the investment and local impact fund.* Beginning in fiscal year 1996–97, from the investment and local impact fund, a sum sufficient equal to 20% of the interest earned by the fund for the payment of educational aids provided under ss. 121.08 and 121.09.

**SECTION 7.** 20.370 (5) (cw) of the statutes, as affected by 1995 Wisconsin Act 27, is repealed.

**SECTION 8.** 20.566 (7) (v) of the statutes is amended to read:

20.566 (7) (v) *Investment and local impact fund.* From the investment and local impact fund, all moneys received under s. 70.395 (1) (a), ~~(1g) (b)~~ and (2) (dc) and (dg), less the moneys appropriated under s. ss. 20.143 (1) (v), 20.255 (2) (ta) and 20.370 (2) (gr), to be disbursed under ss. 70.395 (2) (d) to (g), 144.855 (5) (a) and 144.838 (4).

**SECTION 9.** 25.17 (1) (ag) of the statutes is repealed.

**SECTION 10.** 25.28 of the statutes is repealed.

**SECTION 11.** 70.375 (6) of the statutes is amended to read:

1           70.375 (6) INDEXING. ~~For calendar year 1983 and corresponding fiscal years and~~  
2     ~~thereafter, the~~ The dollar amounts in sub. (5) and s. 70.395 (1), ~~(1m)~~ and (2) (d) 1m.  
3     and 5. a. and ~~(2)~~ (dg) shall be changed to reflect the percentage change between the  
4     gross national product deflator for June of the current year and the gross national  
5     product deflator for June of the previous year, as determined by the U.S. department  
6     of commerce as of December 30 of the year for which the taxes are due, except that  
7     no annual increase may be more than 10%. The revised amounts shall be rounded  
8     to the nearest whole number divisible by 100 and shall not be reduced below the  
9     amounts under sub. (5) on November 28, 1981. Annually, the department shall adopt  
10    any changes in dollar amounts required under this subsection and incorporate them  
11    into the appropriate tax forms.

12           **SECTION 12.** 70.395 (1) (b) of the statutes is amended to read:

13           70.395 (1) (b) After the transfers under par. (a), the undistributed portion of  
14     the amount of taxes collected under ss. 70.38 to 70.39 in respect to mines not in  
15     operation on November 28, 1981, shall be deposited to the badger fund under s. 25.28  
16     credited to the appropriation under s. 20.143 (1) (ig).

17           **SECTION 13.** 70.395 (1g) of the statutes is repealed.

18           **SECTION 14.** 70.395 (1m) of the statutes is repealed.

19           **SECTION 15.** 70.395 (2) (g) (intro.) of the statutes is amended to read:

20           70.395 (2) (g) (intro.) The board may distribute the revenues received under  
21     subs. sub. (1) (a) and ~~(1g)~~ (b) or proceeds thereof in accordance with par. (h) for the  
22     following purposes, as the board determines necessary:

23           **SECTION 16.** 560.06 of the statutes is created to read:

24           **560.06 Grants for recreation.** From the appropriation under s. 20.143 (1)  
25     (v), the department may make grants to cities, towns, villages and counties that

1 apply for the grants. Grants may be made for capital costs, but not operating or  
2 maintenance costs, for recreational facilities or other recreational purposes,  
3 including picnic and camping grounds, hiking trails, trail-side campsites and  
4 shelters, cross-country ski trails, bridle trails, nature trails, snowmobile trails and  
5 areas, beaches and bathhouses, toilets, shelters, wells and pumps, fireplaces, tennis  
6 courts, softball diamonds, baseball diamonds, soccer fields, playgrounds and  
7 playground equipment and for purchases of land for any of these purposes. The  
8 department shall promulgate rules establishing the criteria under which the grants  
9 may be made. The department may not promulgate rules that, for the purpose of  
10 making grants, take into account the equalized valuation of, or any income data  
11 relative to, the city, village, town or county that applies for a grant.

12 **SECTION 17.** 560.13 of the statutes is created to read:

13 **560.13 Mining economic development grants and loans.** (1) In this  
14 section:

15 (a) “Area affected by mining” means any of the following:

16 1. An area in which public and private infrastructure are or were provided to  
17 support mining activity.

18 2. An area in which public funds are or were expended for costs associated with  
19 mining activity.

20 3. An area in which economic diversification is necessary to reduce economic  
21 harm resulting from the cessation of mining activities.

22 (b) “Mining” means metallic mineral mining.

23 **(2)** (a) Subject to par. (b), beginning on July 1, 1998, the department may award  
24 a grant or loan to an eligible recipient to finance costs associated with the  
25 establishment or expansion of a business in an area affected by mining.

1 (b) The department may not award a grant or loan under par. (a) unless the  
2 business to be established or expanded with the proceeds is not solely dependent on  
3 mining activity and the department determines that the business will likely provide  
4 stable, long-term employment opportunities after the cessation of the mining  
5 activity.

6 (3) The department shall promulgate rules related to eligibility for a grant or  
7 loan under this section, maximum grant and loan amounts that may be awarded,  
8 repayment requirements, reporting requirements and any other matters necessary  
9 for the administration of the program under this section.

10 **SECTION 18.** 1995 Wisconsin Act 27, section 9248 (2x) is repealed.

11 **SECTION 19. Nonstatutory provisions.**

12 (1) BADGER FUND TRANSFER AND LAPSE. On the effective date of this subsection,  
13 there is transferred to the fund under section 70.395 (2) of the statutes from the fund  
14 under section 25.28 of the statutes an amount equal to the balance in the fund under  
15 section 25.28 of the statutes on January 1, 1996. On July 31, 1996, there is  
16 transferred to the property tax relief fund the balance in the fund under section 25.28  
17 of the statutes, minus the balance in that fund on January 1, 1996.

18 **SECTION 20. Effective date.**

19 (1) This act takes effect on August 1, 1996, or on the day after publication,  
20 whichever is later.

21 (END)